



14202 U.S. PTO

PATENT
Express Mail No. EK802027161US

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of:

Applicant: Robert Brown

Title of Invention: SWEET CHERRY TREE NAMED 'BROWN'

Attorney Docket: VW1.P01

Express Mail No.: EK802027161US

1. This is a new, original non-provisional application for a plant patent.
2. Papers enclosed which are required for a filing date:
9 pages of specification 1 page of claims 1 page of abstract
10 sheet of drawings (Figs. 1-5 in duplicate)
3. Additional papers enclosed:
Initial Information Data Sheet Declaration of Inventor
Verified Statement Claiming Small Entity Status
4. Our check No. 11012 for \$265.00 is enclosed in payment of the plant patent application filing fee (small entity). Any over or under payment of the required fees may be credited or charged to our deposit account no. 50-0269.
5. Please stamp and return the enclosed Return Receipt Postcard.

Respectfully Submitted,

STRATTON BALLEW PLLC

Michelle Bos, Reg. No. 45,499

213 South 12th Avenue

Yakima, WA 98902

Telephone: (509) 453-1319

Facsimile: (509) 453-4704

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Robert Brown
Title of Invention: SWEET CHERRY TREE NAMED 'BROWN'
Attorney Docket: VW1.P01
Express Mail No.: EK802027161US

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAIL CERTIFICATE

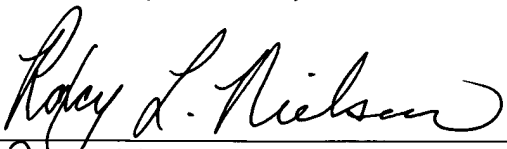
Express Mail Label No.: EK802027161US

Date of Deposit: December 11, 2003

I hereby certificate that the following attached papers and fees:

1. This is a new, original non-provisional application for SWEET CHERRY NAMED 'BROWN'.
2. Papers enclosed which are required for a filing date:
9 pages of specification
1 page of claims
1 page of abstract
10 sheet of drawings (Figs. 1-5 in duplicate)
3. Additional papers enclosed:
Initial Information Data Sheet
Declaration of Inventor
Verified Statement Claiming Small Entity Status
4. Check No. 11012 for \$265.00
5. Return Receipt Postcard.

These above listed items are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Roxey L. Nielsen

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Robert Brown

Title of Invention: SWEET CHERRY TREE NAMED 'BROWN'

Attorney Docket: VW1.P01

Express Mail No.: EK802027161US

December 11, 2003
Yakima, Washington

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NONPUBLICATION REQUEST UNDER 37 CFR 1.213

Sirs:

The applicant in the above referenced application hereby requests that this application not be published under 35 USC 122(b). The invention disclosed in the application has not been and will not be the subject of an application filed in another country, or under multilateral international agreement, that requires publication at eighteen months after filing.

**THIS APPLICATION IS NOT TO BE PUBLISHED
UNDER 35 USC 122(b).**

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michelle Bos", with a stylized flourish at the end.

Michelle Bos, PTO Reg. No. 45,499
STRATTON BALLEW PLLC
213 South 12th Avenue
Yakima, WA 98902
(509) 453-1319
FAX (509) 453-4704